

IN THE UNITED STATES PATENT & TRADEMARK OFFICE  
APPEAL BRIEF IN TRIPPLICATE

Case Docket No. 6741

Box AF  
ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

JUN 14 2002

Dear Sir:

Transmitted herewith is an APPEAL BRIEF IN TRIPPLICATE for the patent application:

Inventor(s): B. J. Roselle et al.

Serial No.: 09/446,202 Group Art Unit: 1761

Date Filed: December 16, 1999 Examiner: H. F. Pratt

Title: Microorganism Reduction Methods and Compositions for Food JUN 21 2002

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TC 1700

- No additional fee is known to be required.
- The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	Fee
TOTAL		MINUS		=	x \$18 =	\$
INDEP.		MINUS		=	x \$80 =	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$270 =	\$
					<b>TOTAL</b>	<b>\$</b>

- The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated January 17, 2002 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$920.00 for a three month extension of time.
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
  - Any patent application processing fees under 37 CFR §1.16.
  - Any patent application processing fees under 37 CFR §1.17.
- The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

  
\_\_\_\_\_  
Jason J. Camp  
Attorney for Applicant(s)  
Registration No. 44,582  
Tel. No. (513) 627-8150

June 7, 2002  
Customer No. 27752  
K:UJC6741\TR6741AB:LSP

06/17/2002 CCHAU1 00000033 162480 09446202

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# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.



TOTAL AMOUNT OF PAYMENT (\$1,240.00)

## Complete if Known

Application Number 09/446,202

Confirmation Number 1967

Filing Date December 16, 1999

First Named Inventor B. J. Roselle et al.

Examiner Name H. F. Pratt

Group/Art Unit 1761

Attorney Docket No. 6741

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## METHOD OF PAYMENT (check one)

The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 16-2480

Deposit Account Name The Procter &amp; Gamble Company

Charge Any Additional Fee Required Under status. 37 C.F.R. §§1.16 and 1.17

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Code	(\$)	Fee Description	Fee Paid
105	130	Surcharge-late filing fee or oath	<input type="checkbox"/>
127	50	Surcharge-late provisional filing fee or cover sheet	<input type="checkbox"/>
139	130	Non-English specification	<input type="checkbox"/>
147	2,520	For filing a request for <i>ex parte</i> reexamination	<input type="checkbox"/>
112	920*	Requesting publication of SIR prior to Examiner's action	<input type="checkbox"/>
113	1,840*	Requesting publication of SIR after Examiner's action	<input type="checkbox"/>
115	110	Extension for reply within 1 <sup>st</sup> month	<input type="checkbox"/>
116	400	Extension for reply within 2 <sup>nd</sup> month	<input type="checkbox"/>
117	920	Extension for reply within 3 <sup>rd</sup> month	<input type="checkbox"/> (920)
118	1,440	Extension for reply within 4 <sup>th</sup> month	<input type="checkbox"/>
128	1,960	Extension for reply within 5 <sup>th</sup> month	<input type="checkbox"/>
119	320	Notice of Appeal	<input type="checkbox"/>
120	320	Filing a brief in support of an appeal	<input type="checkbox"/> (320)
121	280	Request for oral hearing	<input type="checkbox"/>
138	1,510	Petition to institute a public use proceeding	<input type="checkbox"/>
140	110	Petition to revive - unavoidable	<input type="checkbox"/>
141	1,280	Petition to revive - unintentional	<input type="checkbox"/>
142	1,280	Utility issue fee (or reissue)	<input type="checkbox"/>
143	460	Design issue fee	<input type="checkbox"/>
122	130	Petitions to the Commissioner	<input type="checkbox"/>
123	50	Petitions related to provisional applications	<input type="checkbox"/>
126	180	Submission of Information Disclosure Statement	<input type="checkbox"/>
146	740	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="checkbox"/>
149	740	For each additional invention to be examined (37 CFR § 1.129(b))	<input type="checkbox"/>
179	740	Request for Continued Examination (RCE)	<input type="checkbox"/>
169	900	Request for expedited examination of a design application	<input type="checkbox"/>
091	1280	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	<input type="checkbox"/>
Other fee (specify) _____			<input type="checkbox"/>
Other fee (specify) _____			<input type="checkbox"/>

\* Reduced by Basic Filing Fee Paid SUBTOTAL(3) (\$1240)

## SUBMITTED BY

Name (Print/Type)	Jason J. Camp	Registration No. (Attorney/Agent)	44,582	Complete (if applicable)
Signature				Date June 7, 2002

WARNING: Information on this form may become public. Credit Card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, D.C. 20231.